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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
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11 GILBERT N. LOYA,)
 12)
 12 Petitioner,)
 13)
 13 v.)
 14)
 14 M. EVANS, Warden,)
 15)
 15 Respondent.)
 16)
 17)

CASE NO. CV 06-05968 ABC (SS)
**ORDER ADOPTING FINDINGS,
 CONCLUSIONS, AND RECOMMENDATIONS OF
 UNITED STATES MAGISTRATE JUDGE**

18 Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition,
 19 all the records and files herein and the Report and Recommendation of
 20 the United States Magistrate Judge. The time for filing Objections to
 21 the Report and Recommendation has passed and no Objections have been
 22 received. Accordingly, the Court accepts and adopts the findings,
 23 conclusions and recommendations of the Magistrate Judge.
 24

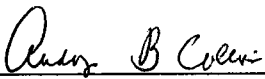
25 **IT IS ORDERED** that Petitioner's Motion to Stay is DENIED,
 26 Petitioner's Motion for Leave to File a First Amended Petition is
 27 DENIED, and Judgment shall be entered dismissing this action with
 28 prejudice.

1 **IT IS FURTHER ORDERED** that the Clerk serve copies of this Order and
2 the Judgment herein on Petitioner and counsel for Respondent.

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4 **LET JUDGMENT BE ENTERED ACCORDINGLY.**

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6 DATED:

Jan. 8, 2008

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10 AUDREY B. COLLINS
11 UNITED STATES DISTRICT JUDGE
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